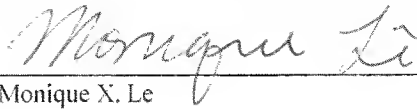


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office on November 30, 2010 at or before 11:59 p.m. Pacific Time under the Rules of 37 CFR § 1.8.


Monique X. Le

Applicant : Michael Boll

Confirmation No. 9726

Application No. : 10/590,462
Filed : July 30, 2007
Title : HYDROXYETHYLSTARCH
Grp./Div. : 1623
Examiner : Olson, Eric
Docket No. : 1131-20-PCT-PA-TD
Customer No. : 22145

COMMENTS ON EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

18200 Von Karman, Suite 725
Irvine, CA 92612
November 30, 2010

Commissioner:

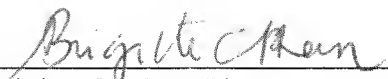
Applicant respectfully asserts that the claims in the present application are patentable based on the combinations of all elements recited therein and not on any particular limitation that the Examiner had called out in the Examiner's Statement of Reason for Allowance. See, e.g., *Salazar v. Procter & Gamble Company*, 414 F.3d 1342 (Fed. Cir. 2005). Accordingly, to the extent that the Examiner's Statement of Reasons for Allowance omits claim limitations, including limitations recited in dependent claims, Applicant respectfully disagrees with the Examiner's Statement. Applicant also notes that features recited in the Examiner's Statement as comprising the claimed invention are not included in every claim. Applicant emphasizes that for any particular claim only those limitations expressly recited in such claim are relevant to the reasons for its allowability. In addition, to the extent that the Examiner's paraphrasing of the

Appln No. 10/590,462

subject matter of the claims differs from the language of the claims. Applicant respectfully disagrees with the reasons for allowance.

Respectfully submitted,

KLINE, O'NEILL & SINGH, LLP

By 
Brigitte C. Phan, Ph.D.
Reg. No. 61,941
949-955-1920

BCP/mxl